

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

DESERT MOUNTAIN SELPA, DESERT
MOUNTAIN CHILDRENS' CENTER,
AND SAN BERNARDINO COUNTY
SUPERINTENDENT OF SCHOOLS.

OAH CASE NO. 2012110588

ORDER DENYING REQUEST FOR
RECONSIDERATION

On December 13, 2012, the undersigned administrative law judge (ALJ) issued an order granting Respondents' motion to dismiss Student's complaint. On December 21, 2012, Parent on behalf of Student (Student) filed a pleading entitled "Objection to OAH's Order to Dismiss." Since Student requests that the undersigned ALJ reconsider the December 13, 2012 order, it will be treated as a motion for reconsideration. Respondents have not filed a response to Student's motion.

APPLICABLE LAW AND DISCUSSION

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

Student alleges no new facts, circumstances, or law in support of the request for reconsideration. Accordingly, Student's request for reconsideration is Denied.

IT IS SO ORDERED.

Dated: December 26, 2012

/s/

ROBERT HELFAND

Administrative Law Judge

Office of Administrative Hearings

